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FLOOR DEBATE

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LB 208

increase in penalty when the victim in question is an unborn child. My amendment does not attempt to expand the basic provisions of the Homicide of the Unborn Child Act, but simply, rather, updates the act so that it is consistent with the provisions of the basic motor vehicle homicide statutes. I think the amendment is fairly straightforward. It's been filed for a couple of weeks now. I hope you've had a chance to look at it. I'd be happy to entertain any of your questions. And with that, I'd ask for the advancement of the amendment. Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Foley. You've heard the opening on AM1806 to AM1774 to LB 208. Open for discussion on that amendment. Senator Bourne, followed by Senator Chambers and Johnson. Senator Bourne.

SENATOR BOURNE: Thank you, Mr. President, members. I don't have any problem with Senator Foley's amendment. But to be quite honest, I do have some problems with the underlying bill. I think that while we need to do everything we can to protect society from repeat drunken drivers, we also have an obligation to society to put forth bills that are clear and concise and understandable by the average person. And I talked about this a little bit at the end of the debate on General File, of my concerns with this. And I'm going to reiterate those concerns. And I just want you to listen carefully to a passage...or, a portion of this bill on page 33. And if you can understand this, then I should give up my law degree, because I don't. "A person commits aggravated driving under the influence in the second degree if, while engaged in the operation or actual physical control of a motor vehicle in violation of section 60-6,196, he or she has no valid operator's license because it has been revoked pursuant to subdivision (2)(c) or (2)(d) of section 60-6,196 or subdivision (4)(c) or (4)(d) of section 60-6,197, as such subdivisions existed prior to the effective date of this act, or subdivision (3) or (4) of section 16 of this act." That's just a snippet of how I see the entire bill, or the entire amendment, which becomes the bill, is. We have an obligation to put forth laws that everyone in this state, a reasonable person can understand. And I don't believe that we've done that. I understand the goal, and I